

Docket No. 49927

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: SEYA, et al

Serial No.: 09/601,371

GROUP: 1614

Filed: December 5, 2000

EXAMINER: PRASAD, S.

For: CYTOKINE INDUCERS COMPRISING M161ag"

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Assistant Commissioner for Patents, Washington, D.C. 20231.

Date

Dec. 3, 2001

By:

Carren L. Munde
Carren L. Munde

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with the provisions of 37 C.F.R. §§1.56 and 1.97, Applicants herewith submit the publications and/or patents shown on the attached form PTO-1449, for consideration by the Examiner in connection with the examination of the above-identified patent application.

REMARKS

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed:

- (1) within three (3) months of the Filing Date or before the mailing date of the First Office Action on the merits and within three months of the mailing date of the Supplementary European Search Report dated September 8, 1999; or

- (2) within three months of the mailing date of a foreign office action; or
X (3) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and the requisite Certification or fee under Rule 1.17(p), namely \$180.00, is included herein; or
— (4) after the mailing date of a Final Rejection or Notice of Allowance but before the payment of the Issue Fee, and the requisite Certification, petition, and petition fee are included herein.

It is respectfully requested that each of the documents shown on the attached form(s) PTO-1449 be made of record in this application. Copies of these documents (CHECK ONE):

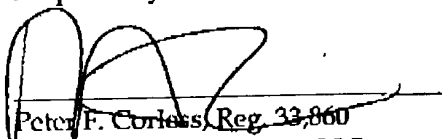
- X are enclosed herewith; or
— have been cited in the parent application, and are thus not being resubmitted herein.

Early examination and allowance of the present application are respectfully solicited.

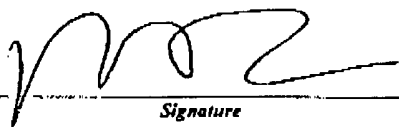
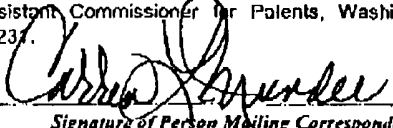
FEE AUTHORIZATION

Should any fees associated with the submission be required, the Commissioner is authorized to charge the missing fee to our Deposit Account, No. 04-1105. Any overpayments should be credited to said Deposit Account.

Respectfully submitted,


Peter F. Corleas, Reg. 33,860
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DATED: 12/3/2001

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|--|--|---|----------------------------------|
| STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING INFORMATION DISCLOSURE STATEMENT | | | Docket No. 49927/71526 |
| In Re Application Of: <div style="text-align: center; margin-top: 10px;">SEYA et al</div> | | | |
| Serial No. 09/601,371 | Filing Date December 5, 2000 | Examiner PRASAD, SARADA C. | Group Art Unit 1646 |
| Invention: <div style="text-align: center; margin-top: 10px;">"CYTOKINE INDUCERS COMPRISING M161ag"</div> | | | |
| <u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u> | | | |
| This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application. | | | |
| Check applicable statement herebelow: | | | |
| Statement Under 37 CFR 1.97(e)(1) | | | |
| <input type="checkbox"/> Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement. | | | |
| Statement Under 37 CFR 1.97(e)(2) | | | |
| <input checked="" type="checkbox"/> No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement. | | | |
|  _____ <i>Signature</i> | | Dated: <i>12/3/2001</i> | |
| In accordance with the provisions of 37 C.F.R. §§1.56 Peter F. Corless, Reg. 33,860 EDWARDS & ANGELL, LLP Dike Bronstein Roberts & Cushman Intellectual Property Practice Group P.O. Box 9619 Boston MA 02209 617-439-4444 | | | |
| CC: | | <div style="border: 1px solid black; padding: 5px;"><p style="text-align: center; margin: 0;">Certificate of Mailing by First Class Mail</p><p style="margin: 0;">I certify that this document is being deposited on <u>December 3, 2001</u> with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</p><div style="text-align: center; margin: 5px 0;"> _____ <i>Signature of Person Mailing Correspondence</i></div><p style="text-align: center; margin: 5px 0;">Carren L. Mundee _____ <i>Typed or Printed Name of Person Mailing Correspondence</i></p></div> | |